

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 874, FOOD AND DRUGS ACT.

MISBRANDING OF "MUNYON'S ASTHMA CURE," "MUNYON'S SPECIAL LIQUID BLOOD CURE," AND "MUNYON'S BLOOD CURE."

On or about August 26, 1909, Munyon's Homoeopathic Home Remedy Company, Philadelphia, Pa., shipped from the State of Pennsylvania into the District of Columbia a consignment of a drug preparation labeled: "Munyon's Homoeopathic Home Remedies. Munyon's Asthma Cure. Price, 50 cents. Munyon's Asthma Cure permanently cures Asthma by eradicating from the system the conditions which produce this disease. It should always be used in connection with Munyon's Asthma Herbs. Munyon's Asthma Cure, in conjunction with the Asthma Herbs, will positively relieve the worst form of Asthma in three minutes and speedily cure. Caution.—See that the name MUNYON is spelled with the letter Y. * * * Manufactured by Munyon's H. H. Remedy Co., Philadelphia. Guaranteed under the Food and Drug Act June 30, 1906. No. 462." On or about September 14, 1909, said company made a further shipment from the State of Pennsylvania into the State of New Jersey of two other drug preparations labeled, respectively, as follows: "Munyon's Homoeopathic Home Remedies. Packed by the Munyon Remedy Co., Philadelphia. Guaranteed under the Food and Drug Act, June 30, 1906. No. 462. Munyon's Special Liquid Blood Cure. Price, \$2.00. Munyon's Special Liquid Blood Cure eradicates Syphilis and Scrofula from the Blood, and acts as a tonic to the general system. It cures enlarged tonsils or glands, ulcers and all forms of sores and eruptions. It cures Syphilitic Diseases of the Bones, syphilitic ulcers, syphilitic and scrofulitic skin diseases, removes all impurities from the blood, and tones up the whole system. Caution:—See that the name Munyon is spelled with the letter Y."; and "Munyon's Homoeopathic Home Remedies. Manufactured by the Munyon Remedy Co., Philadelphia. Guaranteed under the Food and Drug Act, June 30, 1906, No. 462. Munyon's Blood Cure. Price, 25 cents. Munyon's Blood Cure will positively cure all forms of Scrofula, Erysipelas, Salt Rheum, Eczema, Pimples, Syphilitic Affections, Mercurial Taints,

Blotches, Liver Spots, Tetters, and all Skin Diseases. It eradicates all impurities from the blood and cures Scrofulitic Eruptions, Rash on the Scalp, Scald Head, Itching and Burning, and any form of unhealthy, blotchy, pimply or scaly skin." Samples from the above shipments were procured and analyzed by the Bureau of Chemistry, United States Department of Agriculture, with the following results: Asthma Cure, cane sugar and alcohol, traced by odor; Special Liquid Blood Cure, mercuric chloride (HgCl_2) 0.42 per cent, potassium iodide (KI) 50.78 per cent, milk sugar; Blood Cure, cane sugar. As the findings of analyst and report made thereon indicated that the products were misbranded within the meaning of the Food and Drugs Act of June 30, 1906, the said Munyon's Homoeopathic Remedy Company and the parties from whom the samples were procured were afforded opportunities for hearings. As it appeared after hearings held that the above shipments were made in violation of the act, the Secretary of Agriculture reported the facts to the Attorney-General with a statement of the evidence upon which to base a prosecution.

In due course three criminal informations were filed in the District Court of the United States for the Eastern District of Pennsylvania, charging the above shipments and alleging that the products contained therein were misbranded. The first information charged that the "Asthma Cure" above mentioned was misbranded in that the statement "Munyon's Asthma Cure permanently cures asthma by eradicating from the system the conditions which produce this disease," was false and misleading, for the reason that said article was not effective to accomplish the purposes claimed in the aforesaid statement, and it was not effective to permanently cure asthma and to eradicate from the system the conditions which produce said disease; in that the statement "Munyon's Asthma Cure" was false and misleading for the reason that said preparation was not a cure for asthma. The second information alleged that the "Special Liquid Blood Cure" shipped as aforesaid was misbranded in that the statements "Munyon's Special Liquid Blood Cure eradicates syphilis and scrofula of the blood and acts as a tonic to the general system;" "It cures enlarged tonsils or glands, ulcers and all forms of sores and eruptions" was false and misleading for the reason that said preparation was not effective to eradicate syphilis and scrofula from the blood and act as a tonic to the general system or cure enlarged tonsils or glands, ulcers, and all forms of sores and eruptions; in that the statement "It cures syphilitic diseases of the bones, syphilitic ulcers, syphilitic and scrofulitic skin diseases, removes all impurities from the blood and tones up the whole system" was false and misleading, for the reason that it was not effective to cure syphilitic diseases of the bones,

syphilitic ulcers, syphilitic and scrofulitic skin diseases, remove all impurities from the blood and tone up the whole system"; in that the statement "Liquid Blood Cure. * * * tones up the blood, eradicates syphilis from the system and cures syphilitic diseases of the bones, syphilitic ulcers, syphilitic and scrofulitic skin diseases" was false and misleading, because said preparation was not effective to tone up the blood, eradicate syphilis from the system, cure syphilitic diseases of the bones, syphilitic ulcers and syphilitic and scrofulitic skin diseases. The third information charged that "Munyon's Blood Cure" was misbranded in that the statement "Munyon's Blood Cure will positively cure all forms of Scrofula, Erysipelas, Salt Rheum, Eczema, Pimples, Syphilitic Affections, Mercurial Taints, Blotches, Liver Spots, Tetters, and all Skin Diseases," was false and misleading, because said preparation was not effective to positively cure all forms of scrofula, erysipelas, salt rheum, eczema, pimples, syphilitic affections, mercurial taints, blotches, liver spots, tetters, and all skin diseases; and in that the statement "It eradicates all impurities from the blood and cures scrofulitic eruptions, rash on the scalp, scald head, itching and burning, and any form of unhealthy, blotchy, pimply, or scaly skin" was false and misleading, because said preparation was not effective to eradicate all impurities from the blood and cure scrofulitic eruptions, rash on the scalp, scald head, itching and burning, and any form of unhealthy, blotchy, pimply or scaly skin; in that the statement "Blood remedy * * * for scrofula, enlarged tonsils or glands, ulcers, and all forms of sores and eruptions caused by impure blood" was false and misleading, because said preparation was not an effective remedy for the purposes claimed in the foregoing statement, and did not contain any ingredients which had medicinal virtue to cure scrofula, enlarged tonsils or glands, ulcers, and all forms of sores and eruptions caused by impure blood.

Upon arraignment the above named defendant pleaded guilty to all of the above informations, whereupon the court imposed a fine of \$200 in each case, which was paid.

This notice is given pursuant to section 4 of the Food and Drugs Act of June 30, 1906.

JAMES WILSON,
Secretary of Agriculture.

WASHINGTON, D. C., *May 11, 1911.*